

CLERK  
U.S. DISTRICT COURT  
DISTRICT OF NEW JERSEY  
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**THE ATKIN FIRM, LLC**  
Formed in the State of New Jersey  
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*Attorneys for Plaintiff Strike 3 Holdings, LLC*

*Redacted*

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

STRIKE 3 HOLDINGS, LLC,

Plaintiff,

v.

JOHN DOE infringer identified as using  
IP address 24.38.195.201,

Defendant.

Civil Action No. \_\_\_\_\_

**COMPLAINT &  
DEMAND FOR JURY TRIAL**

Plaintiff, Strike 3 Holdings, LLC (“Strike 3” or “Plaintiff”), brings this Complaint against Defendant John Doe infringer identified as using IP address 24.38.195.201 (“Defendant”), and alleges as follows:

**Introduction**

1. This is a case about the ongoing and wholesale copyright infringement of Plaintiff’s motion pictures by Defendant, who is referred to at this point as “John Doe.” Plaintiff is aware of Defendant’s identity, but has filed this suit against them pseudonymously and will file a motion to permit Defendant to litigate

this case pseudonymously through discovery.

2. Plaintiff is the owner of award winning, critically acclaimed adult motion pictures.

3. Strike 3's motion pictures are distributed through the *Blacked*, *Tushy*, *Vixen*, and *Blacked Raw* adult websites and DVDs. With millions of visitors to its websites each month, the brands are famous for re-defining adult content, creating high-end, artistic, and performer-inspiring motion pictures produced with a Hollywood style budget and quality.

4. Defendant is an egregious infringer of Plaintiff's registered copyrights and has been documented infringing 42 Works over an extended period of time. Defendant has used the BitTorrent protocol to affect this rampant and wholesale copyright infringement. Defendant not only has downloaded Plaintiff's motion pictures, but they have also distributed them to others.

5. Although Defendant attempted to hide this theft by infringing Plaintiff's content anonymously, a Florida state court order permitted Plaintiff to serve a subpoena on their Internet Service Provider ("ISP"), Optimum Online ("Optimum"), to discover the identity of the subscriber assigned IP address 24.38.195.201, the IP address Defendant used to download and share Plaintiff's works.

6. Based on Plaintiff's investigation of the subscriber and publicly

available resources, Plaintiff identified Defendant as the true infringer.

**Jurisdiction and Venue**

7. This is a civil action seeking damages under the United States Copyright Act of 1976, as amended, 17 U.S.C. §§ 101 et seq. (the “Copyright Act”).

8. This Court has subject matter jurisdiction over this action pursuant to 28 U.S.C. § 1331 (federal question); and 28 U.S.C. § 1338 (jurisdiction over copyright actions).

9. This Court has personal jurisdiction over Defendant because Defendant used an Internet Protocol address (“IP address”) traced to a physical address located within this District to commit copyright infringement. Therefore: (i) Defendant committed the tortious conduct alleged in this Complaint in this State; and, (ii) Defendant resides in this State and/or; (iii) Defendant has engaged in substantial – and not isolated – business activity in this State.

10. Pursuant to 28 U.S.C. § 1391(b) and (c), venue is proper in this district because: (i) a substantial part of the events or omissions giving rise to the claims occurred in this District; and, (ii) the Defendant resides (and therefore can be found) in this District and resides in this State. Additionally, venue is proper in this District pursuant 28 U.S.C. § 1400(a) (venue for copyright cases) because Defendant resides or may be found in this District.

### **Parties**

11. Strike 3 is a Delaware limited liability company located at 2140 S. Dupont Hwy, Camden, DE.

12. Defendant John Doe infringer identified as using IP address 24.38.195.201 is [REDACTED], an individual currently residing at [REDACTED], Edison, NJ.

### **Factual Background**

#### ***Plaintiff's Award-Winning Copyrights***

13. Strike 3's subscription-based websites proudly boast a paid subscriber base that is one of the highest of any adult-content sites in the world. Strike 3 also licenses its motion pictures to popular broadcasters and Strike 3's motion pictures are the number one selling adult DVDs in the United States.

14. Strike 3's motion pictures and websites have won numerous awards, such as "best cinematography," "best new studio," and "adult site of the year."

15. Strike 3's motion pictures have had positive global impact, leading more adult studios to invest in better content, higher pay for performers, and to treat each performer with respect and like an artist.

16. Unfortunately, Strike 3, like a large number of other makers of motion picture and television works, has a major problem with Internet piracy. Often appearing among the most infringed popular entertainment content on torrent

websites, Strike 3's motion pictures are among the most pirated content in the world.

***Defendant Used the BitTorrent File Distribution Network  
to Infringe Plaintiff's Copyrights***

17. BitTorrent is a system designed to quickly distribute large files over the Internet. Instead of downloading a file, such as a movie, from a single source, BitTorrent users are able to connect to the computers of other BitTorrent users in order to simultaneously download and upload pieces of the file from and to other users.

18. BitTorrent's popularity stems from the ability of users to directly interact with each other to distribute a large file without creating a heavy load on any individual source computer and/or network. It enables Plaintiff's motion pictures, which are often filmed in state of the art 4kHD, to be transferred quickly and efficiently.

19. To share a movie within the BitTorrent network, a user first uses BitTorrent software to create a .torrent file from the original digital media file. This process breaks the original digital media file down into numerous pieces.

20. The entire movie file being shared has a hash value (i.e., the "File Hash"). A hash value is an alpha-numeric value of a fixed length that uniquely identifies data.

21. Hash values are not arbitrarily assigned to data merely for

identification purposes, but rather are the product of a cryptographic algorithm applied to the data itself. As such, while two identical sets of data will produce the same cryptographic hash value, any change to the underlying data – no matter how small – will change the cryptographic hash value that correlates to it.

22. To find and re-assemble the pieces of the digital media file, i.e., to download the file using BitTorrent, a user must obtain the .torrent file for the specific file that has been broken down into pieces.

23. Each .torrent file contains important metadata with respect to the pieces of the file. When this data is put into the cryptographic algorithm, it results in a hash value called the “Info Hash.”

24. The “Info Hash” is the data that the BitTorrent protocol uses to identify and locate the other pieces of the desired file (in this case, the desired file is the respective file for the infringing motion pictures that are the subject of this action) across the BitTorrent network.

25. Using the Info Hash in the metadata of a .torrent file, a user may collect all the pieces of the digital media file that correlates with the specific .torrent file.

26. Once a user downloads all of the pieces of that digital media file from other BitTorrent users, the digital media file is automatically reassembled into its original form, ready for playing.

27. Plaintiff has developed, owns, and operates an infringement detection system, named “VXN Scan.”

28. Using VXN Scan, Plaintiff discovered that Defendant used the BitTorrent file network to illegally download and distribute Plaintiff’s copyrighted motion pictures.

29. To explain, while Defendant was using the BitTorrent file distribution network, VXN Scan established direct TCP/IP connections with Defendant’s IP address.

30. VXN Scan downloaded from Defendant one or more pieces of numerous digital media files.

31. Plaintiff identified these pieces as portions of infringing copies of Strike 3’s motion pictures.

32. To explain, the VXN Scan system first searched for and obtained .torrent files claiming to be infringing copies of Plaintiff’s works, and then downloaded complete copies of the digital media files that correlate to those .torrent files.

33. Plaintiff then compared the completed digital media files to Plaintiff’s copyrighted works to determine whether they are infringing copies of one of Plaintiff’s copyrighted works.

34. The digital media files have been verified to contain a digital copy of

a motion picture that is identical (or, alternatively, strikingly similar or substantially similar) to Plaintiff's corresponding original copyrighted Works.

35. VXN Scan then used the "Info Hash" value, contained within the metadata of the .torrent file correlated with a digital media file that was determined to be identical (or substantially similar) to a copyrighted work, to download a piece (or pieces) of the same digital media file from Defendant using the BitTorrent network.

36. At no point did VXN Scan upload content to any BitTorrent user. Indeed, it is incapable of doing so.

37. The VXN Scan captured transactions from Defendant sharing specific pieces of 42 digital media files that have been determined to be identical (or substantially similar) to a copyrighted work(s) that Plaintiff owns.

38. VXN Scan recorded each transaction in a PCAP file.

39. VXN Scan recorded multiple transactions in this matter.

40. For each work infringed a single transaction is listed on Exhibit A.

41. For each transaction listed, Exhibit A sets forth the Universal Time Coordinated (UTC) time and date of each transaction, along with (1) the Info Hash value obtained from the metadata of the corresponding .torrent file that formed the basis of the VXN Scan's request for data, and (2) the File Hash value of the digital media file itself.



42. Exhibit A also sets forth relevant copyright information for each work at issue: the date of publication, the date of registration, and the work's copyright registration number. In a showing of good faith, Plaintiff has intentionally omitted the title of the work from this public filing due to the adult nature of its content but can provide a version of Exhibit A containing the works' titles to the Court or any party upon request.

43. Thus, Defendant downloaded, copied, and distributed Plaintiff's Works without authorization.

44. Defendant's infringement was continuous and ongoing.

45. Plaintiff owns the copyrights to the Works and the Works have been registered with the United States Copyright Office.

46. Plaintiff seeks statutory damages, attorneys' fees, and costs under 17 U.S.C. § 501 of the United States Copyright Act.

***Discovery Will Likely Show that Defendant is the Individual Who Infringed Plaintiff's Copyrighted Works***

47. Plaintiff's investigation has determined that Defendant is the person who used this IP address to infringe on its copyrighted works.

48. In response to Plaintiff's subpoena, the ISP indicated that IP address 24.38.195.201 was assigned to Defendant at the residence identified in paragraph 12 above during at least one date of infringement.

49. Defendant lived at the residence identified in paragraph 12 above

during the period of infringement.

50. Plaintiff logged BitTorrent network activity emanating from IP address 24.38.195.201 involving works other than Plaintiff's copyrighted works. Collectively, this evidence is referred to as the "Additional Evidence."

51. [REDACTED].

52. [REDACTED].

53. [REDACTED].

54. [REDACTED].

## **COUNT I**

### **Direct Copyright Infringement**

55. The allegations contained in paragraphs 1-54 are hereby re-alleged as if fully set forth herein.

56. Plaintiff is the owner of the Works, which is an original work of authorship.

57. Defendant copied and distributed the constituent elements of Plaintiff's Works using the BitTorrent protocol.

58. At no point in time did Plaintiff authorize, permit or consent to Defendant's distribution of its Works, expressly or otherwise.

59. As a result of the foregoing, Defendant violated Plaintiff's exclusive right to:

(A) Reproduce its Works in copies, in violation of 17 U.S.C. §§ 106(1) and 501;

(B) Distribute copies of the Works to the public by sale or other transfer of ownership, or by rental, lease or lending, in violation of 17 U.S.C. §§ 106(3) and 501;

(C) Perform the copyrighted Works, in violation of 17 U.S.C. §§ 106(4) and 501, by showing the Works' images in any sequence and/or by making the sounds accompanying the Works' audible and transmitting said performance of the work, by means of a device or process, to members of the public capable of receiving the display (as set forth in 17 U.S.C. § 101's definitions of "perform" and "publicly" perform); and

(D) Display the copyrighted Works, in violation of 17 U.S.C. §§ 106(5) and 501, by showing individual images of the works non-sequentially and transmitting said display of the works by means of a device or process to members of the public capable of receiving the display (as set forth in 17 U.S.C. § 101's definition of "publicly" display).

60. Defendant's infringements were committed "willfully" within the meaning of 17 U.S.C. § 504(c)(2).

WHEREFORE, Plaintiff respectfully requests that the Court:

(A) Permanently enjoin Defendant from continuing to infringe Plaintiff's

copyrighted Works;

(B) Order that Defendant delete and permanently remove the digital media files relating to Plaintiff's Works from each of the computers under Defendant's possession, custody or control;

(C) Order that Defendant delete and permanently remove the infringing copies of the Works Defendant has on computers under Defendant's possession, custody or control;

(D) Award Plaintiff statutory damages per infringed work pursuant to 17 U.S.C. § 504(a) and (c);

(E) Award Plaintiff its reasonable attorneys' fees and costs pursuant to 17 U.S.C. § 505; and

(F) Grant Plaintiff any other and further relief this Court deems just and proper.

**DEMAND FOR A JURY TRIAL**

Plaintiff hereby demands a trial by jury on all issues so triable.

Dated: February 20, 2020

Respectfully submitted,

/s/ John C. Atkin, Esq.  
John C. Atkin, Esq.

**CERTIFICATION PURSUANT TO LOCAL CIVIL RULE 11.2**

I, John C. Atkin, certify under penalty of perjury that the matter in controversy is not the subject of any other action or proceeding pending in any other court or any pending arbitration or administrative proceeding.

DATED: February 20, 2020

/s/ John C. Atkin, Esq.  
JOHN C. ATKIN

**CERTIFICATION PURSUANT TO LOCAL CIVIL RULE 201.1**

I hereby certify that the damages recoverable in this action by Plaintiff exceeds the sum of \$150,000, exclusive of interest, costs, and punitive damages.

DATED: February 20, 2020

/s/ John C. Atkin, Esq.  
JOHN C. ATKIN

## Exhibit A to the Complaint

Location: Edison, NJ  
Total Works Infringed: 42

IP Address: 24.38.195.201  
ISP: Optimum Online

Work	Hashes	UTC	Site	Published	Registered	Registration
1	Info Hash: OC80A67047F01CC53D38E0C3E19EE88A30035E82 File Hash: 923E7460E752915977FD987118C5A92C2A2B5A402EA36FDEE26886AA9E35D480	10/23/2019 14:06:04	Vixen	10/21/2019	11/05/2019	PA0002227093
2	Info Hash: 728FEEDBA350EC584BC7E9E2759A64F759E987855 File Hash: AD5470EFA8A5C85886C8855DB48558326273F73168397DFFC88EE5E6B5BB1A2A	01/05/2020 06:30:22	Vixen	01/04/2020	01/27/2020	PA0002223959
3	Info Hash: C4DB1B3F78C01434EC9B81231E20666634E6311CB File Hash: BCF1D35246A971E1C03E3D9E86D3FE928722E4FE1FE37E94884D8A69C71036A6	01/04/2020 01:48:08	Blacked Raw	01/02/2020	02/04/2020	PA0002225581
4	Info Hash: 1F5056D2F0CFFD05EA0C69EAE4D19F67E4FC70E9 File Hash: 041D8F8F1C59EE8A62F504D6A791189502DDB7EABF0DB4C67DE8B0A5399E08F	12/07/2019 15:55:35	Blacked	12/06/2019	12/17/2019	PA0002217665
5	Info Hash: 5540C89E5B872A3EB29D38D7D6C5913483342F74 File Hash: 82122CF99D24467F82ADC0C7F5A830B00FD0166A2DACD7D573A461C90D48A438	12/02/2019 08:12:35	Vixen	11/30/2019	12/17/2019	PA0002217669
6	Info Hash: A181084108FF1A76109865CDFC14DECD21C0C458 File Hash: 2F2287C739EAD9C858BD65235BB5F03A78B4F156C000C4CBAA27D833D9DEA0989	11/23/2019 06:05:55	Vixen	11/20/2019	12/09/2019	PA0002216255
7	Info Hash: ED5D228423F6688187B1663319514A65E2F5DE14 File Hash: 2EEBF3BF6B38D0CCC7D8D23D6C0C586557B0D5E179EBCCE0AA3691A4329D2BC9	11/14/2019 03:19:30	Vixen	10/26/2019	11/05/2019	PA0002227099
8	Info Hash: 015779B60A118D644F02499AE674F18C810CFF8E File Hash: C5424E9DFB5F9E738779CF795712A58F3CA5D19B0141754548D97AB88A227318	11/14/2019 03:18:45	Vixen	10/01/2019	10/21/2019	PA0002207746

Work	Hashes	UTC	Site	Published	Registered	Registration
9	Info Hash: CDAC395CE8800993349925E75F02E08592BA8826 File Hash: 658E948CFDC15C66CB84492342B916A97F9E9FCA815F01B356FBF5632B4B75DF	11/04/2019 13:32:37	Blacked Raw	11/03/2019	11/27/2019	PA0002213995
10	Info Hash: 3F2C77EEEB7E60E00F08C6B2372C0DF949F27870 File Hash: 49DBD6B87DCE0411C701A467AE306E2420507B0811F56E367420F428148E2FA2	10/31/2019 10:10:10	Blacked Raw	10/29/2019	11/15/2019	PA0002211918
11	Info Hash: 4CBADD45F57459BB9B9FC1A3C576D32207E3F0C File Hash: 9FF9F37DE6ECA120598CC815E9BD3C091C3019583DDA3A85E01D6632170A5285	10/23/2019 13:50:35	Blacked	10/22/2019	11/05/2019	PA0002210294
12	Info Hash: 999C03253CE0755916BEA619580CA77216F552E6 File Hash: B707565A7B07155F641B6F9D04B5CF088B456914F821B4B7312967FEF8E1AB43	10/19/2019 13:19:40	Tushy	04/16/2019	05/11/2019	PA0002173879
13	Info Hash: 73DFB9E01775300A351722EFAA0AD384952EBF0 File Hash: BC069A88481A788CCFC4E186459FE4F3384DC7AB48F6D46CFF338AE125CADCE4E	10/08/2019 02:49:45	Blacked	10/07/2019	10/21/2019	PA0002207742
14	Info Hash: AB6061895AFDF2D02F4E52CBE8139592CFEFD38 File Hash: 8AC68EF33EC824383A869041954605EAA507DB219553EA03EE78AEC6DD85A33A	10/04/2019 02:58:44	Blacked	10/02/2019	10/21/2019	PA0002207747
15	Info Hash: 75AAFC83F053540C564E26015234507AD59D40E File Hash: 31D0D3686F31F8D213A5D9C8B5727BCE8463A4828685D2EB05DD71F82B5B2DF4	09/19/2019 15:00:50	Blacked	09/17/2019	09/25/2019	PA0002203161
16	Info Hash: CDE1EBE30D12BB48185E01B5DDDD7BA9549DF4BCB File Hash: FC6ED1B9110EF308157299D0842B9998C372F8D6306448804398B85E2ACAD851C	08/30/2019 05:56:13	Tushy	08/29/2019	09/17/2019	PA0002216128
17	Info Hash: 5C4A3BC7AC5899B767E52F595E19A19088B4507C File Hash: 141AFAA6A65A9F9D7601D0A63E1E8DCBD311E0742F24E55E4FD5F447F24E5A95	07/15/2019 17:07:21	Blacked	07/14/2019	08/02/2019	PA0002192303



Work	Hashes	UTC	Site	Published	Registered	Registration
18	Info Hash: 6478D681886843DC1DEE5BD5A6C05F7B6D37EC2E File Hash: B98513AE2490FF3F323AE1CC7F75EC58C20154B89A409B54083E456853E5E623	07/15/2019 17:07:06	Blacked Raw	07/11/2019	09/17/2019	PA0002216212
19	Info Hash: 022342FC7077A111F1422A99C31FD89D147FE619 File Hash: 1AFD0B4BF515C6F0E73E86CEACA1A7A84E69C12C46E5AC156B2E2B57EA5F44DC	06/25/2019 03:58:07	Blacked	06/24/2019	07/17/2019	PA0002188313
20	Info Hash: 5F75B9CECC4F3FEEA7CE468EDA2B70A08A267B19 File Hash: 98CDC17BC4D0A858192F41FD54802AA61EC55EE5616632DC63F7F18150DC908A	06/22/2019 02:18:40	Blacked Raw	06/21/2019	08/27/2019	PA0002213241
21	Info Hash: D629C18E089338B60DF199F6F24E3812EA2C6C73 File Hash: B6A76B9FE28D9B34D14C72456A036267F1B7DC9B3588D3E3564E883B38BA8042	06/17/2019 14:16:53	Blacked	10/12/2017	10/19/2017	PA0002058296
22	Info Hash: 1702BF88C607938862AD5AD08D3799C7A76C4EC1 File Hash: B5B39CB865850BAD888FD85D0A3F459DD98183DE5FFC6259D86A68890DC84C6B	06/17/2019 14:14:03	Vixen	11/05/2017	11/30/2017	PA0002098007
23	Info Hash: DDE59C875C7FEDB150E58E51ACFF8D33FD82CF72 File Hash: B1EAEAD5B5D4AA4102D4A0D46CF8206B6D4E3C6E2EAD38AFD1BD26D336683604	05/23/2019 00:51:43	Blacked Raw	05/22/2019	07/17/2019	PA0002188299
24	Info Hash: 05F7FA6E0BCB6C91F501CCCC3D6447D35AE8EC51 File Hash: C8CC7AAB76C9D28FD098301ABD01733F4A289BE8DDEF2B19EEA9BF14122FF97	05/16/2019 14:29:41	Blacked	05/15/2019	07/05/2019	PA0002206387
25	Info Hash: FDEAB1B3E4D42D587B2EE02F380247C859CA6EEB File Hash: 4208F114A19FA8974A79C470EB83126679EFF49573E69E470DCB578B3A72F328	05/13/2019 02:15:31	Tushy	05/06/2019	06/03/2019	PA0002178772
26	Info Hash: CE47F0E044A5478796DC72509C52E9211288249 File Hash: F26D0E1B188020ED0DE5759992C9086236DADD521D576982B1115A8E32A65A	05/13/2019 02:07:58	Blacked Raw	05/12/2019	07/05/2019	PA0002206384



Work	Hashes	UTC	Site	Published	Registered	Registration
27	Info Hash: 9997CF8CCB71D608888FA34B3CAB2A89E02853D7 File Hash: 7D6C351F29E6D586CEA8AA86EAF5C7A51AD7ABA9B48A61642DC35882F5FCF87C	04/28/2019 19:44:53	Blacked Raw	04/27/2019	07/05/2019	PA0002206379
28	Info Hash: CA440BF020303D9EE5CAF3AFC9F6F990F10B7FFE File Hash: D8DA3B246C73F0C13B0C8682F85B951D2217FF7689C445472FC2A69B9D36D0D4	04/27/2019 02:29:37	Vixen	04/24/2019	06/03/2019	PA0002178769
29	Info Hash: E452D23913E053866E31D6D6F92DE54C310DA003 File Hash: 8D8567512505266F30DBA8F4B04557C91788116EAC2FCB2C19ABC6570946CFE9	04/15/2019 13:18:24	Blacked Raw	01/22/2019	03/24/2019	PA0002183202
30	Info Hash: AA9D6ED52E9FECEA19124A8F7FE433617F801994 File Hash: 3A24DE8F7A7AF1CE8D0BF9896895AC6606FE5CCF057E77AF300CFA9F83F06ACB	04/15/2019 13:16:13	Blacked	01/10/2019	02/02/2019	PA0002155382
31	Info Hash: EE02614E68497D996AB49AF9F82365A2C6EFDAD File Hash: 53F27DFFBACEA60F88CC1A49318229E2F3E5266946CE742F825F5002829E041D	04/12/2019 14:10:32	Tushy	04/11/2019	05/11/2019	PA0002173890
32	Info Hash: AA4E7F1D2EB7E81F78A5DA7811E1A2AE67EF4C6D File Hash: A53AE027BFF6811943135C73BA9D92C172E7625C5C40075D1F85C2E3E81F8F38	03/27/2019 00:14:08	Blacked	03/26/2019	04/16/2019	PA0002187002
33	Info Hash: 3AF342FFAE34E88BB4EDFE585C8B5917F5C64C5E File Hash: B8FF037D085678CE9CDCD7F453A121721F9EAE87AD780DB0BABC133C84C2F3D7	03/24/2019 14:05:52	Blacked Raw	03/23/2019	04/08/2019	PA0002164877
34	Info Hash: 7255676245CA53C457541455A41821330714A7A File Hash: 4FF404477E05C99BDAB75A2082DAD57AF4A528F2271449F1448891B4CD1A1BC9	03/11/2019 22:31:51	Blacked	03/11/2019	03/31/2019	PA0002163979
35	Info Hash: 7724965CFD0EFA204861E4994E4C375734FAC910 File Hash: 286323955D74354AFF7C69BDC5987ADA524396D42AE7DC47C1CC08FC5ECC40F6	03/08/2019 07:07:10	Vixen	03/05/2019	03/31/2019	PA0002163982

Work	Hashes	UTC	Site	Published	Registered	Registration
36	Info Hash: DBD37806A272E34CF33F9EADAF8BDA6391FF8F7C0 File Hash: F2CEB31D14663B616FB0063A1420032068528AEF8F9AE4958BFC424F952510D1	03/07/2019 14:43:21	Blacked	03/06/2019	03/31/2019	PA0002163978
37	Info Hash: 92401415234E09F5E207409EF078678E7CD68634 File Hash: 00228DDB48CA134FF49C6AC0EB66F1D6C93A3024C085D5CD0989BCB8862CA7C1	02/27/2019 02:44:34	Blacked	02/24/2019	03/31/2019	PA0002163974
38	Info Hash: 221FADE3CD0CE4DD725D9793A60F2E78F36D361A File Hash: F0B26817902D8E24389E933F5B205DDB34F28A830FC7D7B3CC15875CF713ACD4	02/22/2019 03:27:05	Tushy	02/20/2019	04/29/2019	PA0002170363
39	Info Hash: D4C4F2E93F58EE586FCFBA4A3034783CB97E59AE File Hash: 5B41B022AF6FA2E68B6F48A61E4E80F3E9EC7085E02B2DC59E002FB41C208D08	02/22/2019 03:25:47	Blacked Raw	02/21/2019	04/29/2019	PA0002170356
40	Info Hash: 7F94C59C008CA99211BC357AA9829B7372D082F3 File Hash: 18F29D4BFD7C28F9DDCE5E862D459D4F644732FF6A2BDDC2144D8599D4DD66C	02/20/2019 15:32:49	Blacked	02/19/2019	03/24/2019	PA0002184061
41	Info Hash: 18FA6EB5AEC2026A3072D6DC78AEFFB607ABF6D1 File Hash: 1FA8630F193EC8C63E34888586E79FB8FCD6F5BADD7DB7871EBD1DD8BADC3D2	02/20/2019 15:32:41	Vixen	02/18/2019	03/11/2019	PA0002158598
42	Info Hash: 29188DB991FE3BBBC54C59C045CC0C24DAA1C8FF4 File Hash: C601B70B3A5A0C15333A80222F2F96FC3A793A3F64ACCCCDFF72B2CFFCD469A0	02/11/2019 23:50:04	Tushy	02/10/2019	03/24/2019	PA0002184028

JS 44 (Rev. 06/17)

**CIVIL COVER SHEET**

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM)

**I. (a) PLAINTIFFS**

STRIKE 3 HOLDINGS, LLC

(b) County of Residence of First Listed Plaintiff  
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

The Atkin Firm, LLC, 55 Madison Avenue, Suite 400,  
Morristown, NJ, 07960  
Tel. (973) 314-8010

**DEFENDANTS**

[REDACTED]

County of Residence of First Listed Defendant Middlesex

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF  
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

**II. BASIS OF JURISDICTION** (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☒ 3 Federal Question  
(U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant
- ☐ 4 Diversity  
(Indicate Citizenship of Parties in Item III)

**III. CITIZENSHIP OF PRINCIPAL PARTIES** (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- |   | PTF                        | DEF                        |   | PTF                        | DEF                        |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State                   | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State     | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State                | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation  | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

**IV. NATURE OF SUIT** (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<b>PERSONAL INJURY</b> <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input checked="" type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>CIVIL RIGHTS</b> <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	<b>PRISONER PETITIONS</b> <b>Habeas Corpus:</b> <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <b>Other:</b> <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

**V. ORIGIN** (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding
- ☐ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from Another District (specify)
- ☐ 6 Multidistrict Litigation - Transfer
- ☐ 8 Multidistrict Litigation - Direct File

**VI. CAUSE OF ACTION**

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):  
17 U.S.C. § 101

Brief description of cause:  
Copyright Infringement

**VII. REQUESTED IN COMPLAINT:**

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$  
150000

CHECK YES only if demanded in complaint:

JURY DEMAND: ☒ Yes ☐ No

**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE

DOCKET NUMBER

DATE

2/20/2020

SIGNATURE OF ATTORNEY OF RECORD

s/ John C. Atkin

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE